

REMARKS

Consideration of this application in view of the above amendments and following remarks is respectfully requested. Claims 1-4, 7-10 and 13-17 are pending. Claims 1, 3, 8, 9, 13 and 15 are amended herein. Claims 5, 6, 11 and 12 have been cancelled.

This application is a continuation of U.S. Application No. 10/211,992, now issued as U.S. Patent No. 6,637,796 (“the ‘796 patent”). The claims of the present application are of narrower scope than the issued claims of the ‘796 patent. In particular, Applicants have amended claim 1 to more specifically recite the embodiment wherein X is a bond, and have amended the listing of the various R<sub>5</sub> groups. In this manner, the “negative proviso” contained in issued claim 1 of the ‘796 patent is rendered moot. Other amendments have been made for purpose of form and/or to present claims of scope similar to those issued in the ‘796 patent. No new matter is added by way of these amendments.

Similarly, the enclosed electronic and paper copies of the Sequence Listing include no new matter that goes beyond the original application as filed, and are supplied to fulfill the requirements as outlined in the Communication from the Examiner. Further, the various amendments to the specification, which merely direct the insertion of the Sequence Listing and insertion of sequence identifiers, include no matter that goes beyond the original application as filed. Applicants respectfully submit that the above-identified application is now in compliance with 37 C.F.R. §§ 1.821-1.825.

Lastly, Applicants are submitting herewith an Information Disclosure Statement, including a completed Form PTO-1449, making of record the references cited and considered during prosecution of the parent application.

Applicants respectfully request entry of this Preliminary Amendment and allowance of pending claims 1-4, 7-10 and 13-17.

Respectfully submitted,

SEED Intellectual Property Law Group PLLC



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Enclosures: Sequence Listing (Paper and CD)  
Declaration re Sequence Listing  
Information Disclosure Statement, PTO-1449

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